

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 DANIEL JAY PEREZ,

10 Plaintiff,

11 v.

12 CALVIN COGBURN, et al.,

13 Defendant.

CASE NO. C18-1800-JLR-BAT

**ORDER DENYING MOTION TO  
COMPEL AND FOR SANCTIONS  
WITHOUT PREJUDICE**

14 Plaintiff, proceeding pro se in this civil rights action pursuant to 42 U.S.C. § 1983, moves  
15 to compel discovery and for sanctions. Dkt. 56. By order dated September 13, 2019, this Court  
16 granted plaintiff's motion to extend the discovery deadline to November 29, 2019. Dkt. 71. Upon  
17 review of plaintiff's motion and defendants' response, it appears many of the issues raised in  
18 plaintiff's motion to compel have now been resolved, are in the process of being resolved, and/or  
19 defendants are in the process of supplementing their responses. It appears the parties have now  
20 met and conferred and have been communicating regarding these discovery issues.

21 In light of the extension of the discovery deadline, and the fact that the issues raised in  
22 plaintiff's motion appear to have been addressed or are in the process of being addressed in some  
23 way by defendants, plaintiff's motion to compel and for sanctions (Dkt. 56) is DENIED without  
prejudice. If, as discovery progresses, it appears that any of these issues will not, in fact, be

ORDER DENYING MOTION TO  
COMPEL AND FOR SANCTIONS  
WITHOUT PREJUDICE - 1

1 resolved between the parties, plaintiff may re-move for relief on or before **October 29, 2019**.

2 The Clerk shall provide a copy of this order to plaintiff.

3 DATED this 30<sup>th</sup> day of September, 2019.

4  
5 

6 BRIAN A. TSUCHIDA  
United States Magistrate Judge